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To: USPTO – Examiner Tu Minh NGUYEN,
Art Unit 3748

From: Kevin Alan Wolff

Fax: 571-273-8300

Pages: 9 (includes cover)

Phone: 571-272-3600

Date: 3/16/2009

Re: Response to Notification of Non-Compliant

CC:

Amendment for Application No.: 10/657,188

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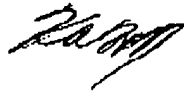
● **Comments:**

Please find enclosed the following documents to be filed for patent case 10/657,188:

1. Filing Record
2. Transmittal Form
3. Response to Notice of Non-Compliant Amendment Letter (3 pages)
4. 1 Replacement Page for Amendment filed on November 17, 2008 (Page # 8)
5. Copy of Notification of Non-Compliant Appeal Brief (3 pages)

Thank you for your attention to this matter.

Kevin Wolff



MAR 16 2009

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
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| | | | |
|---|----------------------|------------------------|------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/657,188 | |
| | Filing Date | September 9, 2003 | |
| | First Named Inventor | Joseph E. Legare | |
| | Art Unit | 3748 | |
| | Examiner Name | Tu Minh Nguyen | |
| Total Number of Pages In This Submission | 9 | Attorney Docket Number | Legare-PA1180004 |

| ENCLOSURES (Check all that apply) | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Filing Record - Response to Notification of Non-Compliant Amendment - Replacement Page - Page 8 - Copy of Notification |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Wolff Law Offices, PLLC, P.O. Box 9855, Chapel Hill, NC 27515-9855 Ph. 919-933-9684 | | |
| Signature | /Kevin Alan Wolff/ <i>[Signature]</i> | | |
| Printed name | Kevin Alan Wolff | | |
| Date | 03/16/09 | Reg. No. | 42,233 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
|---|---------------------------------------|------|----------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature | /Kevin Alan Wolff/ <i>[Signature]</i> | | |
| Typed or printed name | Kevin Alan Wolff | Date | 03/16/09 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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